

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket No. (Optional):  
05CXT0054WL (50337-1160)

I hereby certify that this correspondence is being transmitted via EFS on

May 28, 2008

DATE

/bnf/

Signature – Brooke N. French

In re Application of

Wentink

Application Number

10/688,527

Filed

October 17, 2003

For

Dynamic Transmission Protection in the Presence of  
Multiple Modulation Schemes

Group Art Unit

2616

Examiner

Andrews, Leon T.

Applicant hereby **appeals** to the Board of Patent Appeals and interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 510.00

☐

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is \$ reduced by half, and the resulting fee is:

☐

A check in the amount of the fee is enclosed.

☐

Payment by credit card.

☐

The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-0835. I have enclosed a duplicate copy of this sheet.

☐

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐

applicant/inventor.

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assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b)

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attorney or agent of record.  
Registration No. 58,169

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Attorney or agent acting under 37 CFR 1.34(a).  
Registration No. if acting under 37 CFR 1.34(a)

/BAB/

**Benjamin A. Baiser, Reg. No. 58,169**

May 28, 2008

Date

Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

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\*Total of forms are submitted.